IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.7395 OF 2006

Shrikant B. Bidaye Petitioner
versus
Mogaveers Co-op.Bank Ltd. & ors. Respondents

Mr.H.M.Pandey for petitioner.
Mr.K.B.Andyanthaya for respondent no.1.

CORAM : A.P.DESHPANDE, J.

DATE : 04th December 2006

PC :

1. The order passed by the Divisional Joint Registrar dismissing a revision application filed by the petitioner challenging issuance of a Recovery Certificate u/s 101 of Maharashtra Co-operative Societies Act, has given rise to filing of this petition. Under section 154(2)(a) of the MCS Act, a revision applicant against whom a recovery certificate is issued, is obliged to deposit 50% of the amount covered by the certificate. This pre-condition of deposit is mandatory and for non compliance of the same, the revision has been dismissed.

2. Perused the order. The impugned order does not suffer from any illegality or impropriety. Hence, there is no merit in the petition, and it is summarily dismissed.

(A.P.DESHPANDE, J.)